

June 26, 2007

Marlene H. Dortch
Secretary
Federal Communications Commission
445 Twelfth Street, SW
Washington, DC 20554



Re: Notice of Oral *Ex Parte* Presentation in WT Docket No.
06-150

Dear Ms. Dortch:

On July 9, 2007, Harold Feld of Media Access Project met with Fred Campbell, Chief, Wireless Bureau, and Erika Olsen, advisor to Chairman Martin, with regard to the above-captioned matter. Mr. Feld discussed application of a network attachment, aka, "wireless *Carterfone*" rule to the 700 MHz band. Mr. Feld stressed that while such a rule would not create the same openness and competition as wholesale access, it would still represent a positive step forward for competition in wireless services.

Mr. Feld urged that if the Commission adopted such a rule, that it should apply to the entire 700 MHz band. This would drive down the cost of equipment by producing economies of scale for open equipment in the band, due to the increased number of providers/licensees deploying networks capable of authenticating any consumer device. Such savings, coupled with the increased number of network providers and national availability of spectrum, would spur development and use of such devices. If the Commission applied the network attachment rule to a limited number of blocks, then the Commission should apply the rule to the REAG blocks not the smaller blocks. Again, the utility of "open" devices will depend on their portability and widespread use. If different licensees adopt different authentication technologies, that will frustrate deployment of devices and negate many of the advantages of a network attachment rule.

Finally, Mr. Feld repeated that anonymous bidding remains a *sine qua non* of a competitive auction in which new entrants have an opportunity to capture significant licenses. Nevertheless, anonymous bidding may prove insufficient. For this reason, use of incumbent exclusion mechanisms, such as spectrum caps, or imposition of a wholesale requirement on a substantial portion of the spectrum, remains necessary to promote competition.

Mr. Feld provided copies of an engineering statement by Columbia Telecommunications Corporation (CTC) supplementing the previous report on implementing an open access regime. A copy of the supplement is attached.

In accordance with Section 1.1206(b) of the Commission's Rules, 47 C.F.R. §1.1206, this letter is being filed with your office.

Respectfully submitted,

/s/

Harold Feld
Senior Vice President

cc: Fred Campbell
Erika Olsen